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Attorneys for Defendant Walmart, Inc.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

JAMIE MICHELLE LYNN MACZALA,
individually,

Plaintiff,

v.

WALMART, INC., a Foreign Corporation;
DOE EMPLOYEES I-V; DOE MANAGERS
V-X; DOES X – XX, inclusive; and ROE
CORPORATIONS I – XX, inclusive,

Defendants.

Case No.: 2:24-cv-01542-APG-DJA

**STIPULATED DISCOVERY PLAN
LIMITED TO JURISDICTIONAL ISSUES
AND ~~PROPOSED~~ SCHEDULING
ORDER**

Plaintiff JAMIE MICHELLE LYNN MACZALA, (“Plaintiff”) and Defendant WALMART, INC. (“Defendant”) by and through their respective counsel of record, file this, their Stipulated Limited Discovery Plan Regarding Jurisdictional Discovery as requested by the Court during the September 19, 2024 hearing on Plaintiff’s Motion to Remand. Per the Court’s instructions, the parties hereby submit they will participate in limited discovery with regards to jurisdiction only to address the identities of the parties and the issues raised during the hearing on Plaintiff’s Motion to Remand. Based on representations made by counsel for Walmart at the hearing, Walmart will serve its initial disclosures on September 19, 2024.

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1 The parties further agree and submit that this expedited jurisdictional discovery will
2 be completed by October 21, 2024.

3 The parties will submit a stipulation regarding jurisdiction or file any necessary
4 motions with the Court by October 28, 2024.

5 DATED this 19th day of September 2024

DATED this 19th day of September 2024

6 TYSON & MENDES LLP

BLACKBURN WIRTH, LLP

7
8 /s/ Griffith H. Hayes

/s/ Joseph W. Guindy

9 GRIFFITH H. HAYES
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11 2835 St. Rose Parkway, Suite 140
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12 *Attorneys for Defendant Walmart, Inc.*

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ASH MARIE BLACKBURN, ESQ.
Nevada Bar No. 14712
JOSEPH W. GUINDY, ESQ.
Nevada Bar No. 15556
TYLER A. BIXBY, ESQ.
Nevada Bar No. 16679
6018 S. Fort Apache Road, Ste. 150
Las Vegas, NV 89148-5652
13 *Attorneys for Plaintiff*

14
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18 **IT IS SO ORDERED:**

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20
21 
22 DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE

23 DATED: 9/23/2024
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27
28

From: [Joey Guindy](#)
To: [Nick Psyk](#)
Cc: [Griffith Hayes](#); [Heidi Brown](#); [Lindsay Hayes](#); [Tyler Bixby](#);
[MaczalavWalmartPRSZ12007206@blackburnwirth.filevineapp.com](#)
Subject: RE: Maczala v. Walmart | Discovery Plan re Jurisdiction (TM: 24-3258)
Date: Thursday, September 19, 2024 4:12:06 PM
Attachments: [image002.png](#)
[image003.png](#)

Thank you. You may use my e-signature.

Thanks,
Joey

JOSEPH W. GUINDY, ESQ.
Attorney
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From: Nick Psyk <NPsyk@TysonMendes.com>
Sent: Thursday, September 19, 2024 3:38 PM
To: Joey Guindy <guindy@blackburnwirth.com>
Cc: Griffith Hayes <ghayes@TysonMendes.com>; Heidi Brown <HBrown@TysonMendes.com>;
Lindsay Hayes <lindsay@blackburnwirth.com>; Tyler Bixby <tyler@blackburnwirth.com>;
MaczalavWalmartPRSZ12007206@blackburnwirth.filevineapp.com
Subject: RE: Maczala v. Walmart | Discovery Plan re Jurisdiction (TM: 24-3258)

Joey,

With the understanding that Walmart will still have 30 days to respond to written discovery requests, I do not have any issues with your redlines. Please find attached a finalized draft of the discovery plan to incorporate your revisions. Please let me know if we have your permission to affix your e-signature for submission to the Court.

Thanks,

|



Nicholas Psyk

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From: Joey Guindy <guindy@blackburnwirth.com>

Sent: Thursday, September 19, 2024 1:41 PM

To: Nick Psyk <NPsyk@TysonMendes.com>

Cc: Griffith Hayes <ghayes@TysonMendes.com>; Heidi Brown <HBrown@TysonMendes.com>;

Lindsay Hayes <lindsay@blackburnwirth.com>; Tyler Bixby <tyler@blackburnwirth.com>;

MaczalaWalmartPRSZ12007206@blackburnwirth.filevineapp.com

Subject: RE: Maczala v. Walmart | Discovery Plan re Jurisdiction (TM: 24-3258)

Nick,

At today's hearing the Court ruled that Plaintiff may serve written discovery regarding the identities of the employees in question or may not have to at all depending on Walmart's disclosure.

Regardless, I think the October 21, 2024 deadline to complete discovery encompasses the fact that Plaintiff would still have to provide Walmart at least 30 days per Rules to respond to any requests by that date. If you want to include the last day that Plaintiff can timely serve the requests—feel free to do so.

Thanks,

Joey

JOSEPH W. GUINDY, ESQ.

Attorney

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From: Nick Psyk <NPsyk@TysonMendes.com>
Sent: Thursday, September 19, 2024 1:35 PM
To: Joey Guindy <guindy@blackburnwirth.com>
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Subject: RE: Maczala v. Walmart | Discovery Plan re Jurisdiction (TM: 24-3258)

Joey,

My only concern with the revisions is there is no date given for when any written discovery requests will be served, so it is unclear if we will be given sufficient time to respond by October 21, 2024. Let me know your thoughts, I am also available via my direct line below to discuss.

Thanks,



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Sent: Thursday, September 19, 2024 1:30 PM
To: Nick Psyk <NPsyk@TysonMendes.com>
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Nick,

Please see my proposed revisions to the Discovery Plan re Jurisdictional Discovery

Thanks,

Joey

JOSEPH W. GUINDY, ESQ.

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From: Nick Psyk <NPsyk@TysonMendes.com>

Sent: Thursday, September 19, 2024 11:57 AM

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Cc: Griffith Hayes <ghayes@TysonMendes.com>; Heidi Brown <HBrown@TysonMendes.com>;

Lindsay Hayes <lindsay@blackburnwirth.com>; Tyler Bixby <tyler@blackburnwirth.com>;

MaczalaWalmartPRSZ12007206@blackburnwirth.filevineapp.com

Subject: RE: Maczala v. Walmart | Discovery Plan re Jurisdiction (TM: 24-3258)

Joey,

Please find attached a draft Stipulated Discovery Plan Regarding Jurisdiction reflecting the instructions from the Court at the hearing this morning. Please let me know if you have any revisions to this draft.

Otherwise, let me know if we have your authority to affix your e-signature for submission to the Court.

Thank you,

Nicholas Psyk

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